

**LARUSSO & CONWAY, LLP**  
**ATTORNEYS AT LAW**  
**300 OLD COUNTRY ROAD**  
**SUITE 341**  
**MINEOLA, NEW YORK 11501**  
Telephone No. (516) 248-3520  
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May 18, 2012

Honorable Arthur D. Spatt  
United States District Court  
Eastern District of New York  
100 Federal Plaza  
Central Islip, New York 11722

Re: United States v. Frederick Celani  
Criminal Docket No. 09 CR 405(ADS)

Dear Judge Spatt:

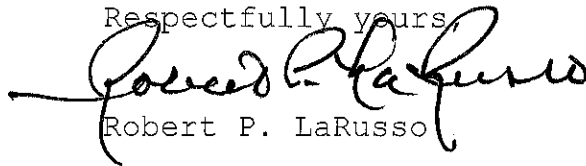
Several weeks ago, I met with Ronald J. Dwyer, a private investigator ("Dwyer"), who was retained by James C. Neville, Esq., the CJA attorney appointed by the Court to represent the defendant Frederick Celani ("Celani"). Mr. Dwyer's services were to be paid by the Criminal Justice Act ("CJA"). Mr. Dwyer and his company, Innovative Strategists, Inc., have performed many hours of work on behalf of Mr. Celani. However, during my meeting with Mr. Dwyer, I also learned that a formal order authorizing the hiring of Mr. Dwyer was never submitted for the Court's approval. Please accept this letter application (1) requesting CJA funding for the services already performed by Mr. Dwyer and (2) seeking continued authorization to utilize Mr. Dwyer's services on behalf of Mr. Celani with payment to be made by CJA.

During the October 13, 2011 Court appearance, Mr. Neville raised the need for a private investigator, and, according to the docket entry that was electronically filed as Document No. 166, a formal order for his services was to have been submitted to the Court for approval. Unfortunately, through an innocent oversight, the proposed

order authorizing CJA-payment to retain the services of Mr. Dwyer was never submitted.

Based upon the above, we respectfully request that the Court (1) authorize CJA-payment for services already performed by Mr. Dwyer totaling \$6,587.27 by signing the enclosed CJA Form 21 and (2) permit his continued employment to assist in preparing Mr. Celani's case for trial, with payment by CJA. A proposed Order is attached for the Court's consideration.

Respectfully yours,

A handwritten signature in black ink, appearing to read "Robert P. LaRusso", is written over the typed name. The signature is fluid and cursive, with a long horizontal stroke extending to the left.

Robert P. LaRusso

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK  
- - - - - X

UNITED STATES OF AMERICA

- against -

**ORDER AUTHORIZING CJA  
FUNDS FOR INVESTIGATOR**

WILLIAM CELANI,

Crim. No. 09-405(ADS)

Defendant.

- - - - - X

This matter having come before the Court on letter application by Robert P. LaRusso, attorney for the defendant Frederick Celani ("Celani"), for an order authorizing payment for services of an investigator in the above-captioned case, and for good cause shown,

IT IS HEREBY ORDERED, that the services already performed by private investigator Ronald Dwyer and his company Innovative Strategists, Inc. ("Company"), on behalf of the defendant and totaling \$6,587.27, are authorized for payment pursuant to the Criminal Justice Act ("Act"), and

IT IS FURTHER ORDERED, that Robert P. LaRusso, attorney for Celani, is hereby authorized to continue the services of Mr. Dwyer and his Company with the cost to be paid pursuant to the Criminal Justice Act ("Act"), at a rate of \$95.00 per hour, plus mileage, reasonable transportation fees, including tolls and parking, as authorized by the Act, with the total amount not to exceed \$10,000, absent further order of the Court.

Dated: May , 2012  
Central Islip, New York

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Honorable Arthur D. Spatt  
U.S. District Court Judge  
Eastern District of New York

1. CIR./DIST./DIV. CODE <b>2nd EDNY</b>		2. PERSON REPRESENTED <b>Frederick Celani</b>		VOUCHER NUMBER	
3. MAG. DKT./DEF. NUMBER		4. DIST. DKT./DEF. NUMBER <b>09CR405</b>		5. APPEALS DKT./DEF. NUMBER	
7. IN CASE/MATTER OF (Case Name) <b>USA v. Frederick Celani</b>		8. PAYMENT CATEGORY <input checked="" type="checkbox"/> Felony <input type="checkbox"/> Petty Offense <input type="checkbox"/> Misdemeanor <input type="checkbox"/> Other <input type="checkbox"/> Appeal		9. TYPE PERSON REPRESENTED <input type="checkbox"/> Adult Defendant <input type="checkbox"/> Appellant <input type="checkbox"/> Juvenile Defendant <input type="checkbox"/> Appellee <input type="checkbox"/> Other	
10. REPRESENTATION TYPE (See Instructions)					
11. OFFENSE(S) CHARGED (Cite U.S. Code, Title & Section) <i>If more than one offense, list (up to five) major offenses charged, according to severity of offense.</i>					
<b>REQUEST AND AUTHORIZATION FOR EXPERT SERVICES</b>					
12. ATTORNEY'S STATEMENT As the attorney for the person represented, who is named above, I hereby affirm that the services requested are necessary for adequate representation. I hereby request: <input type="checkbox"/> Authorization to obtain the service. Estimated Compensation and Expenses: \$ _____ OR <input type="checkbox"/> Approval of services already obtained to be paid for by the United States pursuant to the Criminal Justice Act. (Note: Prior authorization should be obtained for services in excess of \$500, excluding expenses) Signature of Attorney: <u><i>James Neville</i></u> Date: <u>5/18/2012</u> <input checked="" type="checkbox"/> Panel Attorney <input type="checkbox"/> Retained Attorney <input type="checkbox"/> Pro-Se <input type="checkbox"/> Legal Organization ATTORNEY'S NAME (First Name, M.I., Last Name, including any suffix), AND MAILING ADDRESS <b>James Neville 14 Vandeventer Ave. Port Washington, NY 11050</b> <b>Robert Larusso 300 Old Cntry Rd Mineola, NY 11501</b> Telephone Number: <b>(516) 248-3520</b>					
13. DESCRIPTION OF AND JUSTIFICATION FOR SERVICES (See Instructions) <b>Assist Counsel in preparing for trial.</b>			14. TYPE OF SERVICE PROVIDER 01 <input checked="" type="checkbox"/> Investigator 15 <input type="checkbox"/> Other Medical 02 <input type="checkbox"/> Interpreter/Translator 16 <input type="checkbox"/> Voice/Audio Analyst 03 <input type="checkbox"/> Psychologist 17 <input type="checkbox"/> Hair/Fiber Expert 04 <input type="checkbox"/> Psychiatrist 18 <input type="checkbox"/> Computer (Hardware/Software/Systems) 05 <input type="checkbox"/> Polygraph 19 <input type="checkbox"/> Paralegal Services 06 <input type="checkbox"/> Documents Examiner 20 <input type="checkbox"/> Legal Analyst/Consultant 07 <input type="checkbox"/> Fingerprint Analyst 21 <input type="checkbox"/> Jury Consultant 08 <input type="checkbox"/> Accountant 22 <input type="checkbox"/> Mitigation Specialist 09 <input type="checkbox"/> CALR (Westlaw/Lexis, etc.) 23 <input type="checkbox"/> Duplication Services 10 <input type="checkbox"/> Chemist/Toxicologist (See Instructions) 11 <input type="checkbox"/> Ballistics 24 <input type="checkbox"/> Other (Specify) 13 <input type="checkbox"/> Weapons/Firearms/Explosive Expert 14 <input type="checkbox"/> Pathologist/Medical Examiner		
15. COURT ORDER Financial eligibility of the person represented having been established to the Court's satisfaction, the authorization requested in Item 12 is hereby granted. Signature of Presiding Judge or By Order of the Court _____ Date of Order _____ Nunc Pro Tunc Date _____ Repayment or partial repayment ordered from the person represented for this service at time of authorization. <input type="checkbox"/> YES <input type="checkbox"/> NO					
<b>CLAIM FOR SERVICES AND EXPENSES</b>			<b>FOR COURT USE ONLY</b>		
16. SERVICES AND EXPENSES (Attach itemization of services with dates)		AMOUNT CLAIMED		MATH/TECHNICAL ADJUSTED AMOUNT	
a. Compensation		5,937.50			
b. Travel Expenses (lodging, parking, meals, mileage, etc.)		649.77			
c. Other Expenses					
<b>GRAND TOTALS (CLAIMED AND ADJUSTED):</b>		<b>\$6,587.27</b>		<b>\$0.00</b>	
17. PAYEE'S NAME AND MAILING ADDRESS <b>Innovative Strategists, Inc.</b> TIN: <b>11-3632564</b> <b>15 Borrell Ct. St. James, NY 11780</b> Telephone Number: <b>(631) 979-1044</b> CLAIMANT'S CERTIFICATION FOR PERIOD OF SERVICE FROM <b>11/28/2011</b> TO <b>2/15/2012</b> CLAIM STATUS <input checked="" type="checkbox"/> Final Payment <input type="checkbox"/> Interim Payment Number _____ <input type="checkbox"/> Supplemental Payment I hereby certify that the above claim is for services rendered and is correct, and that I have not sought or received payment (compensation or anything of value) from any other source for these services. Signature of Claimant/Payee: <u><i>Frederick Celani</i></u> Date: <u>5-16-12</u>					
18. CERTIFICATION OF ATTORNEY: I hereby certify that the services were rendered for this case. Signature of Attorney: <u><i>James Neville</i></u> Date: <u>5/18/2012</u>					
<b>APPROVED FOR PAYMENT — COURT USE ONLY</b>					
19. TOTAL COMPENSATION		20. TRAVEL EXPENSES		21. OTHER EXPENSES	
				22. TOTAL AMOUNT APPROVED/CERTIFIED <b>\$0.00</b>	
23. <input type="checkbox"/> Either the cost (excluding expenses) of these services does not exceed \$500, or prior authorization was obtained. <input type="checkbox"/> Prior authorization was not obtained, but in the interest of justice the Court finds that timely procurement of these necessary services could not await prior authorization, even though the cost (excluding expenses) exceeds \$500.					
Signature of Presiding Judge		Date		Judge Code	
24. TOTAL COMPENSATION		25. TRAVEL EXPENSES		26. OTHER EXPENSES	
				27. TOTAL AMOUNT APPROVED <b>\$0.00</b>	
28. PAYMENT APPROVED IN EXCESS OF THE STATUTORY THRESHOLD UNDER 18 U.S.C. § 3006A(e)(3) Signature of Chief Judge, Court of Appeals (or Delegate) _____ Date _____ Judge Code _____					

**INNOVATIVE STRATEGISTS, INC.**

PRIVATE INVESTIGATIONS

P.O. BOX 35

SMITHTOWN, NY 11787

PHONE: 631-979-1044

FAX: 631-979-1043

## INVOICE

Counsel: James Neville  
 Date: March 29, 2012  
 Matter: Frederick Celani  
 Case #: IS2011-195

DATE	SERVICES PROVIDED	TIME
11/28/11	Meeting with associate. Attempt to interview attorney Martin Telitelbaum. Interview Attorney Arthur Handle at office. Interview ABC prime time legal department-David Meyer (145 miles, \$ 9.50 tolls)	6.00
11/28/11	Review documents received from counsel. Database searches Gave assignment to associate	2.50
11/29/11	Attempt to locate and interview attorney Laura Miranda. Attempt To interview Martin Teitelbaum at 20 Chester St. Smithtown Interview Naomi Goldstein. (139 miles)	5.50
01/04/12	Review of documents received from counsel	2.00
01/04/12	Meeting with client and Jim Neville and Steve Zissou at MCD (34 miles)	5.50
01/04/12	Travel to Washington DC. Attempt to interview Congressman John Dingell (refused), spoke with staff member. Interview Sara Robles of The District of Colombia Bar Association. Attempt to Interview staff at WMET-AM radio(out of Business) Attempt to interview the counsel to the President, refused. (629 miles, \$25.50 tolls)	17.00
01/05/12	Travel to Trenton NJ interview Robin Strough from the Disciplinary Review Board. (185 miles, \$14.50 tolls)	4.00
01/18/12	Review file, notes and discovery for meeting with client and counsel	2.00

01/19/12	Meeting with client and counsel at MDC-Brooklyn.		3.50
01/25/12	Travel to 57 W 21 St . Interview Rudy Hammer. Travel to SDNY research court file on Walsh. (45 miles)		4.00
01/27/12	Review of file. Meeting with associate and attorney James Neville		3.50
02/11/12	Review file for meeting with all counsel		1.00
02/11/12	Meeting with J. Neville and Steve Zissou.		3.00
02/15/12	Preparation of subpoenas as per counsel. Research to obtain Necessary information for subpoenas		3.00
<hr/>			
	Total Hours		62.50
	62.50 hours @ \$95.00 per hour	\$	5,937.50
	Auto Mileage of 1,177 miles @ \$0.51 per hour		600.27
	Tolls		49.50
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	Total	\$	6,587.27

# INNOVATIVE STRATEGISTS, INC.

PRIVATE INVESTIGATIONS

P.O. BOX 35

SMITHTOWN, NY 11787

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PHONE: 631-979-1044

FAX: 631-979-1043

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Licensed by the New York State Department of State

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**DATE:** May 13, 2012  
**TO:** CJA CLERK EDNY  
**FROM:** Ronald J. Dwyer  
**SUBJECT:** Voucher 09CR405 (ADS)

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Innovative Strategists, Inc.(ISI) has submitted the attached voucher for the services provided to attorneys James Neville, Esq. and Robert Larusso, Esq. and their her client, Fredercik Celani, in the case of USA -v- Frederick Celani 09CR405 (ADS)). ISI provided 62.50 hours of investigative services at a rate of \$95.00 per hour which totals \$5,937.50. The expenses incurred in providing these services totaled \$649.77. The total for the voucher is \$6,587.27.

The services provided were requested by Sally Butler, Esq. The services provided and expenses incurred as listed on the attached voucher and invoice are a true and accurate accounting and were necessary in conducting a proper investigation for the client and his attorney.

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Ronald J. Dwyer